

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of: **Scott A. Waldman**

Serial No.: **10/621,684**

Group Art Unit: **1639**

Filing Date: **July 17, 2003**

Examiner: **Sue Xu Liu**

For: **ST RECEPTOR BINDING COMPOUNDS AND METHODS OF USING THE SAME**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Pursuant to 37 C.F.R. §§ 1.56 and in accordance with 37 C.F.R. §§ 1.97 and 1.98, information relating to the above-identified application is hereby disclosed, the Examiner in charge of the above-identified application is requested to consider and make of record the references listed on the PTO Forms SB/08A and SB/08B, formerly known as PTO Form 1449, submitted herewith.

Inclusion of the information submitted herewith is not to be construed as an admission that the information is material as that term is defined in 37 C.F.R. § 1.56(b).

In accordance with 37 C.F.R. § 1.97(g), the filing of this Supplemental Information Disclosure Statement shall not be construed to mean that a search has been made.

This Supplemental Information Disclosure Statement is being filed:

- ☐ within three months of the filing date of the patent application.
- ☐ within three months of the date of entry into the national stage as set forth in 37 C.F.R. § 1.491 of the international application.
- ☒ **before** the mailing date of a first Office Action on the merits.
- ☐ **after** the mailing date of a first Office Action on the merits, but before the mailing date of a Final Office Action under 37 C.F.R. § 1.116 or a Notice of Allowance under 37 C.F.R. § 1.311, and accordingly is accompanied by:
- ☐ the Statement under 37 C.F.R. § 1.97(e) (see “Statement” below);
- or**
- ☐ the Fee of \$180.00 set forth in 37 C.F.R. § 1.17(p); or
- ☐ No fee is owed by the applicant(s).
- ☐ In accordance with 37 C.F.R. § 1.129(a), this Supplemental Information Disclosure Statement is being filed in connection with ☐ the first or ☐ second After Final Submission, and accordingly is accompanied by the Statement under 37 C.F.R. § 1.97(e) (see “Statement” below) and the fee of \$180.00 as set forth in 37 C.F.R. § 1.17(p), is attached.
- ☐ **after** the mailing date of a Final Office Action under 37 C.F.R. § 1.116 or a Notice of Allowance under 37 C.F.R. § 1.311, but before the payment of the Issue Fee, and accordingly is accompanied by the Statement under 37 C.F.R. § 1.97(e), (see “Statement,” and “Fees” below).
- ☒ Copies of the references (except the U.S. Patent documents and references listed in the priority applications listed below) listed on the attached PTO Forms SB/08a and SB/08b, formerly known as PTO Form 1449 are enclosed, i.e., Reference Citation Nos. **20, 22, 25-29, 33-34, 37-38, 41, 44-48, 50-54, 56, 59-61, 63, 65, 67-69, 71-72, 76-78 and 82.**

EXCEPT THAT:

- ☒ In view of the voluminous nature of references **31 and 81**, and the likelihood that these references are available to the Examiner, copies are not enclosed herewith.
- ☒ In accordance with 37 C.F.R. § 1.98(d), copies of the remaining references listed on the attached PTO Form SB/08A and PTO Form SB/08B, formerly known as PTO Form 1449 are not enclosed herewith because they were previously cited by or submitted to the U.S. Patent and Trademark Office in patent application(s) **08/141,892; 08/583,447; and 09/263,477**; for which a claim for priority under 35 U.S.C. § 120 have been made in the instant application.
- ☒ If any of the foregoing publications are not available to the Examiner, Applicant will endeavor to supply copies at the Examiner's request.

Statement under 37 C.F.R. § 1.97(e)

- ☐ The undersigned attorney hereby states that each item information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign patent application not more than three months prior to the filing of the Supplemental Information Disclosure Statement.

Fees

- ☒ No Fee is owed by the applicant(s).
- ☐ The Supplemental Information Disclosure Statement Fee of \$180.00 under 37 C.F.R. § 1.17(p) is submitted herewith.

Method of Payment of Fees

- ☐ Attached is a check in the amount of \$ _____. This form is submitted in duplicate.
- ☐ Charge Deposit Account No. 50-0436 in the amount of \$180.00. This form is submitted in duplicate.
- ☐ Payment by credit card.
- ☒ Please charge any deficiency or credit any overpayment to Deposit Account 50-0436.
- ☐ No fee or Statement is required under 37 C.F.R. § 1.97(b).

Respectfully submitted,

/Mark DeLuca, Reg. #33,229/
Mark DeLuca
Registration No. 33,229

Dated: January 8, 2008

Pepper Hamilton LLP
400 Berwyn Park
899 Cassatt Road
Berwyn, PA 19312-1183
Tel: 610.640.7855
Fax: 610.640.7835